

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

Nathan Law, Hong Kong protestor &

Yale Student & Frederick Banks¹,
The 1619 Project; David Cole,
Pettowers,

Case No:

v.
Newt Gingrich; Opioid Crisis;
U.S. Department of Justice;

CENTRAL INTELLIGENCE AGENCY;

DRUG ENFORCEMENT AGENCY,

Respondents

I. Frederick Banks is the only pro se litigant in history to ever win in any U.S. Court of Appeals a petition for rehearing. See IVRE Frederick H. Banks, No. 18-1014 (9/24/2018); and in two Letters Banks sent on 11/9/16 and 5/3/17 to Ivanka Trump he exposed the illegal FISA electronic surveillance on the Trump Campaign and that Steve Bannon was the White House leaker. See USA v. Banks, 15CR168 (WOPR) ECF 259, 593, 352

PETITION FOR A WRIT OF HABEAS CORPUS 28 USC 2241;
AND MOTION TO DISCLOSE FISA Electronic Surveillance 50 USC + 18061f

FILED
IN CLERKS OFFICE
2019 SEP -3 PM 1:46
U.S. DISTRICT COURT
DISTRICT OF MASS.

THE COURT
FOR THE

DISTRICT COURT
U.S. DISTRICT COURT
SEP -3 PM 1:49
IN CLERK'S OFFICE

Petition
 MOTION UNDER 28 U.S.C. § ~~2255~~ *2241 FOR A WRIT OF HABEAS CORPUS* TO VACATE, SET ASIDE, OR CORRECT

SENTENCE BY A PERSON IN FEDERAL CUSTODY *UNDER ELECTRONIC SURVEILLANCE;*
AND MOTION TO DISCLOSE FISA Electronic Surveillance SOURCE # 1806(F)

United States District Court		District
Name (under which you were convicted):		Docket or Case No.:
Place of Confinement:	Prisoner No.:	
UNITED STATES OF AMERICA	Movant (include name under which convicted)	

V.

MOTION

1. (a) Name and location of court which entered the judgment of conviction you are challenging: _____

Challenging FISA electronic surveillance act of this District

- (b) Criminal docket or case number (if you know): _____

2. (a) Date of the judgment of conviction (if you know): _____

- (b) Date of sentencing: _____

3. Length of sentence: _____

4. Nature of crime (all counts): _____

5. (a) What was your plea? (Check one)

(1) Not guilty ☒

(2) Guilty ☐

(3) Nolo contendere (no contest) ☐

(b) If you entered a guilty plea to one count or indictment, and a not guilty plea to another count or what did you plead guilty to and what did you plead not guilty to? _____

6. If you went to trial, what kind of trial did you have? (Check one)

Jury ☐

Judge only ☐

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 DISTRICT OF MASS.

7. Did you testify at a pretrial hearing, trial, or post-trial hearing? Yes ☐ No ☒

8. Did you appeal from the judgment of conviction? Yes ☐ No ☒

9. If you did appeal, answer the following:

(a) Name of court: _____

(b) Docket or case number (if you know): _____

(c) Result: _____

(d) Date of result (if you know): _____

(e) Citation to the case (if you know): _____

(f) Grounds raised: _____

(g) Did you file a petition for certiorari in the United States Supreme Court? Yes ☐ No ☒

If "Yes," answer the following:

(1) Docket or case number (if you know): _____

(2) Result: _____

(3) Date of result (if you know): _____

(4) Citation to the case (if you know): _____

(5) Grounds raised: _____

10. Other than the direct appeals listed above, have you previously filed any other motions, petitions, or applications, concerning this judgment of conviction in any court?

Yes ☐ No ☒

11. If your answer to Question 10 was "Yes," give the following information:

(a) (1) Name of court: _____

(2) Docket or case number (if you know): _____

(3) Date of filing (if you know): _____

(4) Nature of the proceeding: _____

(5) Grounds raised: _____

(6) Did you receive a hearing where evidence was given on your motion, petition, or application?

Yes ☐

No ☒

(7) Result: _____

(8) Date of result (if you know): _____

(b) If you filed any second motion, petition, or application, give the same information:

(1) Name of court: _____

(2) Docket of case number (if you know): _____

(3) Date of filing (if you know): _____

(4) Nature of the proceeding: _____

(5) Grounds raised: _____

(6) Did you receive a hearing where evidence was given on your motion, petition, or application?

Yes ☐

No ☒

(7) Result: _____

(8) Date of result (if you know): _____

(c) Did you appeal to a federal appellate court having jurisdiction over the action taken on your motion, petition, or application?

(1) First petition: Yes ☐ No ☐

(2) Second petition: Yes ☐ No ☐

(d) If you did not appeal from the action on any motion, petition, or application, explain briefly why you did not:

12. For this motion, state every ground on which you claim that you are being held in violation of the Constitution, laws, or treaties of the United States. Attach additional pages if you have more than four grounds. State the facts supporting each ground.

GROUND ONE: Nathan Law a Yale Student and Hong Kong protestor was unlawfully placed under CIA FISA electronic surveillance and threatened in violation of 50 USC § 1801 et seq. and due process

(a) Supporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):

Nathan Law a Yale Student and Hong Kong protestor was placed unlawfully under CIA FISA electronic surveillance and received death threats, possibly because the CIA sought to discredit China and sought Leverage in the USA/China trade war, in violation of 50 USC § 1801 et seq and due process. The CIA sent a wireless signal via Satellite to Law which manifested in an Individual target at a high pitched tone and allowed the CIA to remote influence Law without his knowledge and electronically harass him if it chose to do so. See "Telepathic Behavior Modification", "Telepathy Research", & Project Star Gate at www.fcia.gov; A 1998 Department of the Army Report at Google "Bioeffects of Selected Non Lethal Weapons"; Kwik TV News 6 Report at <http://www.jrn.com/kwik6/news/779855911.html>; Interview with Dr Robert Duncan, a CIA Scientist & Dr John Hall, author of Guinea Pig Technologies of Control at youtube.com. The Court should order Respondents to Disclose the FISA electronic surveillance. 50 USC &

(b) Direct Appeal of Ground One:

- (1) If you appealed from the judgment of conviction, did you raise this issue? 1806(f).

Yes ☐ No ☐

- (2) If you did not raise this issue in your direct appeal, explain why: _____

(c) Post-Conviction Proceedings:

- (1) Did you raise this issue in any post-conviction motion, petition, or application?

Yes ☐ No ☒

- (2) If you answer to Question (c)(1) is "Yes," state:

Type of motion or petition: _____

Name and location of the court where the motion or petition was filed: _____

Docket or case number (if you know): _____

Date of the court's decision: _____

Result (attach a copy of the court's opinion or order, if available): _____

- (3) Did you receive a hearing on your motion, petition, or application?

Yes ☐ No ☒

(4) Did you appeal from the denial of your motion, petition, or application?

Yes ☐ No ☐

(5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal?

Yes ☐ No ☐

(6) If your answer to Question (c)(4) is "Yes," state:

Name and location of the court where the appeal was filed: _____

Docket or case number (if you know): _____

Date of the court's decision: _____

Result (attach a copy of the court's opinion or order, if available): _____

(7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or raise this issue: _____

GROUND TWO: Newt Gingrich was controlled by the CIA remotely to state that "The 1619 Project is a Lie" in violation of 50 USC § 1801 et seq & due process

(a) Supporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):

Without his knowledge the CIA using the technology described in ground one used a FISA electronic surveillance satellite signal better known as Microwave Hearing to directly influence Newt Gingrich to state that "The 1619 Project is a Lie" in violation of 50 USC § 1801 et seq & due process. The 1619 Project is a well researched series of Essays in the NY Times Magazine that show how Slavery influenced various facets of American Life to include, medical, financial, music, education and economics. The Court should order Respondents to disclose the FISA 50 USC § 1806(f). CIA's Program to influence the media is called Project Mockingbird see at Wikipedia.

(b) Direct Appeal of Ground Two:

(1) If you appealed from the judgment of conviction, did you raise this issue?

Yes ☐ No ☒

(2) If you did not raise this issue in your direct appeal, explain why: _____

(c) Post-Conviction Proceedings:

(1) Did you raise this issue in any post-conviction motion, petition, or application?

Yes ☐

No ☒

(2) If you answer to Question (c)(1) is "Yes," state:

Type of motion or petition: _____

Name and location of the court where the motion or petition was filed: _____

Docket or case number (if you know): _____

Date of the court's decision: _____

Result (attach a copy of the court's opinion or order, if available): _____

(3) Did you receive a hearing on your motion, petition, or application?

Yes ☐

No ☐

(4) Did you appeal from the denial of your motion, petition, or application?

Yes ☐

No ☐

(5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal?

Yes ☐

No ☐

(6) If your answer to Question (c)(4) is "Yes," state:

Name and location of the court where the appeal was filed: _____

Docket or case number (if you know): _____

Date of the court's decision: _____

Result (attach a copy of the court's opinion or order, if available): _____

(7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or raise this issue: _____

GROUND THREE: DEA specifically knew that opioids were being illegally distributed by major companies such as CVS, Walgreens + Walmart yet did nothing

(a) Supporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):

A newly released deposition transcripts and other information in the multi-district opioid litigation in Federal Court in Cleveland Ohio reveals that the DEA knew that opioids were being illegally distributed by major companies such as CVS, Walgreens, Walmart and others yet did nothing because among other things the U.S. Department of Justice failed to allow the DEA to pull the plug on these illegal acts. Lawyers at Justice sought higher paying jobs at these big drug companies once they left the USDOJ and these lawyers had an actual conflict and conspired with these drug companies to commit these crimes. The Court should issue civil warrants against these Justice Lawyers responsible and present evidence of this wrong doing that NPR's Fresh Air program reported on 8/22/19 to a Grand Jury on order the US Atty to present the evidence under

(b) **Direct Appeal of Ground Three:** 18 USC § 3332. An unknown unnamed young woman who overdosed was discovered dead in a trash can in Youngstown Ohio according to The Vindicator, vindy.com

(1) If you appealed from the judgment of conviction, did you raise this issue?

Yes ☐

No ☐

(2) If you did not raise this issue in your direct appeal, explain why:

(c) **Post-Conviction Proceedings:**

(1) Did you raise this issue in any post-conviction motion, petition, or application?

Yes ☐

No ☒

(2) If your answer to Question (c)(1) is "Yes," state:

Type of motion or petition: _____

Name and location of the court where the motion or petition was filed: _____

Docket or case number (if you know): _____

Date of the court's decision: _____

Result (attach a copy of the court's opinion or order, if available): _____

(3) Did you receive a hearing on your motion, petition, or application?

Yes ☐

No ☒

(4) Did you appeal from the denial of your motion, petition, or application?

Yes ☐

No ☐

(5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal?

Yes ☐

No ☐

(6) If your answer to Question (c)(4) is "Yes," state:

Name and location of the court where the appeal was filed: _____

Docket or case number (if you know): _____

Date of the court's decision: _____

Result (attach a copy of the court's opinion or order, if available): _____

(7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or raise this issue: _____

GROUND FOUR: *The CIA used remote technology to cause agents to arrest & influence potential mass shooters. The CIA using the technology described in Ground one may have killed David Coke of Coke Industries by satellite because he contested & lobbied against Climate Change in violation of 50 USC 1801 et seq & due process*

(a) Supporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):

The CIA office of Science & Technology using the technology described in Ground one may have killed David Coke of Coke Industries by satellite because he contested and had his companies lobby against Climate change legislation and because of a lawsuit Frederick Banks filed a week prior to 8/23/2019 which discussed this.

Also the CIA used remote technology to cause agents to arrest & influence potential mass shooters see the movie: Minority Report. Banks exposed through litigation that the CIA used remote technology via satellite to cause mass shootings including in El Paso Texas and Dayton Ohio and in Pittsburgh, PA. The CIA stopped, at least for now, causing these mass shootings & instead started influencing potential mass shooters & causing agents to arrest them to influence gun control & social media legislation. The court should order the FISA disclosed in these allegations: 50 USC

(b) Direct Appeal of Ground Four: *§ 1806(f).*

(1) If you appealed from the judgment of conviction, did you raise this issue?

Yes ☐

No ☐

(2) If you did not raise this issue in your direct appeal, explain why: _____

(c) Post-Conviction Proceedings:

(1) Did you raise this issue in any post-conviction motion, petition, or application?

Yes ☐

No ☒

(2) If you answer to Question (c)(1) is "Yes," state:

Type of motion or petition: _____

Name and location of the court where the motion or petition was filed: _____

Docket or case number (if you know): _____

Date of the court's decision: _____

Result (attach a copy of the court's opinion or order, if available): _____

(3) Did you receive a hearing on your motion, petition, or application?

Yes ☐ No ☒

(4) Did you appeal from the denial of your motion, petition, or application?

Yes ☐ No ☐

(5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal?

Yes ☐ No ☐

(6) If your answer to Question (c)(4) is "Yes," state:

Name and location of the court where the appeal was filed: _____

Docket or case number (if you know): _____

Date of the court's decision: _____

Result (attach a copy of the court's opinion or order, if available): _____

(7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or raise this issue: _____

13. Is there any ground in this motion that you have not previously presented in some federal court? If so, which ground or grounds have not been presented, and state your reasons for not presenting them:

14. Do you have any motion, petition, or appeal now pending (filed and not decided yet) in any court for the you are challenging? Yes ☐ No ☒

If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issues raised. _____

15. Give the name and address, if known, of each attorney who represented you in the following stages of the you are challenging:

(a) At the preliminary hearing: N/A _____

(b) At the arraignment and plea: _____

(c) At the trial: _____

(d) At sentencing: _____

(e) On appeal: _____

(f) In any post-conviction proceeding: _____

(g) On appeal from any ruling against you in a post-conviction proceeding: _____

16. Were you sentenced on more than one court of an indictment, or on more than one indictment, in the same court and at the same time? Yes ☐ No ☒

17. Do you have any future sentence to serve after you complete the sentence for the judgment that you are challenging? Yes ☐ No ☒

(a) If so, give name and location of court that imposed the other sentence you will serve in the future: _____

(b) Give the date the other sentence was imposed: _____

(c) Give the length of the other sentence: _____

(d) Have you filed, or do you plan to file, any motion, petition, or application that challenges the judgment or sentence to be served in the future? Yes ☐ No ☐

This image shows a single page of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page, leaving small margins at the top and bottom. There is no handwriting or other markings on the paper.

A one-year period of limitation shall apply to a motion under this section. The limitation period shall run from the latest of –


- (1) the date on which the judgment of conviction became final;
- (2) the date on which the impediment to making a motion created by governmental action in violation of the Constitution or laws of the United States is removed, if the movant was prevented from making such a motion by such governmental action;
- (3) the date on which the right asserted was initially recognized by the Supreme Court, if that right has been newly recognized by the Supreme Court and made retroactively applicable to cases on collateral review; or
- (4) the date on which the facts supporting the claim or claims presented could have been discovered through the exercise of due diligence.

Therefore, movant asks that the Court grant the following relief: Discharge petitioner from unlawful FISA
electronic surveillance and order the FISA disclosed along with all other requested and
warranted relief and
 or any other relief to which movant may be entitled.

 Signature of Attorney (if any)

I declare (or certify, verify, or state) under penalty of perjury that the foregoing is true and correct and that this Motion
 under 28 U.S.C. § 2255 was placed in the prison mailing system on 8/23/19
 (month, date, year)

Executed (signed) on 8/23/19 (date)



 Signature of Movant

If the person signing is not movant, state relationship to movant and explain why movant is not signing this motion.

mentally + physically incapacitated under electronic harassment & surveillance

IN FORMA PAUPERIS DECLARATION

 [Insert appropriate court]

* * * * *